The Chicago Tribune.

VOL. 24. CHICAGO, THURSDAY, APRIL 20, 1871. NO. 259.

WASHINGTON.

Yesterday's Proceedings in Congress.

Final Passage of the Deficiency Appropriation Bill.

The Ku-Klux Bill Still Pending in the House.

Synopsis of the Protocol for the Adjustment of the Fishery Question.

Special Dispatch to The Chicago Tribune.

THE DEFICIENCY BILL.

WASHINGTON, D. C., April 19.—The Deficiency bill was finally passed both Houses, after two conference committees have modified it. The appropriation for rebuilding the Catholic Hospital at Charleston is reduced from $60,000 to $12,500. The provision for a public park at Westington and reservation for reprinting the National Bank notes, were stricken out. The Senate yielded rather more than the House in order to save the bill; some Senators taking the ground that in cases where there was a direct issue, the pre-sumption was in favor of the House as the immediate representative of the people, by the constitution made the special guardian of the public purse. The matter was disposed of about 4 o'clock. The House took a recess till evening.

THE KU-KLUX BILL IN THE HOUSE.

The House was wholly engaged to-day upon the report of the Conference Committee on the Ku-Klux bill, which Sherman characterized as the opposition from nearly all who made remarks, as did also the section prescribing the oath for jurors. The debate was mainly confined to Republicans. At half-past four o'clock the previous question was ordered, when the House refused to concur in the Senate amendments by a vote of 104 to 96. The Speaker then appointed another Conference committee of Messrs. Shellabarger, Poland and Wilson, and the House took a recess till 7:30 this evening. Upon reassembling no vote or business was transacted, and, after waiting until 10 o'clock, the House took a further recess till 9 o'clock to-morrow morning.

IN THE SENATE.

The new Ku-Klux Conference Committee on the part of the Senate, consisting of Messrs. Edmunds, Carpenter and Thurman, reported, about 10 o'clock this evening. The House conferees proceeded from their objection to the iron-clad oath, but insisted upon striking out Sherman's amendment, and assuming jurisdiction over a provision providing that instead of counties being assessed for damages occasioned by outrages, committed therein, all indictments who may subsequently be found shall be held liable to civil suit individually. Immediately upon the reading of the report Mr. Sherman took the floor and made a violent speech against the provision for the bill, which he declared impotent and powerless for either good or evil. The debate was continued till a late hour with every prospect of the report being concurred in by the Senate.

THE PRESIDENT TO VISIT ST. LOUIS.

The President has been induced to depart for St. Louis to-night, but is detained by the non-adjournment of Congress. He will leave at 8oon as adjournment occurs. He will arrive in a special car, and will be accompanied part of the way by Senator Morton.

PROJECT FOR REBUILDING THE OHIO AND MISSISSIPPI RIVERS.

Congressman Randall has introduced a bill to promote commerce among the States and to cheapen transportation. It provides for the construction of a ship canal around the falls of Ohio, and one under the Mississippi river, to be used for connecting the railways which do now or may hereafter terminate or obtain the junction of the Ohio and Mississippi rivers. The company to be incorporated under the bill is entitled the Mississippi and Ohio Transit and Lake, On. Capital stock, ten millions of dollars. The list of incorporators embraces well-known Chicago, St. Louis and Cincinnati capitalists.

THE WOMAN SUFFRAGISTS.

Nothing daunted by their failure in their efforts to register, will to-morrow demand that their votes be received at the polls in the election for Delegate, which will then occur. They will show to the satisfaction of Section that they have complied with the law in this direction and been refused. He understood that the whole object of these proceedings is to test the question of registering and in order that it may be legally decided, whether women have the right to vote under the Fourteenth Amendment.

THE TOLEDO OFFICE.

McMAHON, Chief Clerk for the Post Office at Toledo to-day, resigned, without a single objection being made, and the Superintending Committee of the Post Office Committee, as well as several other Senators, had been apprised of all the facts in the case, as published in these dispatches, and the President only stated to several persons to-day that he would intend to do as regard to McMahon, he thought him in every way unfit for the place to which he was to be commended by Postmaster-General Creswell, and that he had no moral character, and his other dis-qualifications. Postmaster-General Creswell was also of opinion from nearly all who made remarks, as did also the section prescribing the oath for jurors. The debate was mainly confined to Republicans. At half-past four o'clock the previous question was ordered, when the House refused to concur in the Senate amendments by a vote of 104 to 96. The Speaker then appointed another Conference committee of Messrs. Shellabarger, Poland and Wilson, and the House took a recess till 7:30 this evening. Upon reassembling no vote or business was transacted, and, after waiting until 10 o'clock, the House took a further recess till 9 o'clock to-morrow morning.

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THE PROPOSED CANAL TO CONNECT THE OHIO AND MISSISSIPPI RIVERS.

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FORTY-SECOND CONGRESS.

SENATE.

WASHINGTON, April 19, 1871.

EXECUTIVE SESSION.

Soon after the reading of the journal, without transacting any business the Senate went into executive session, and the doors were closed. The executive session continued till 4:15, when the session of a few minutes, during which a few bills were passed including that in relation to the Chief of Engineers, and the bill to extend the Internal Revenue laws so as to include the case of a difference of width in gauge at the connection of railroads, goods in bond to be subject to one tax only, was passed under the personal supervision of an Insurance.

HOUSE—DEBATE ON THE KU-KLUX BILL.

When the House met, Mr. Poland from the conference committee reported the rejection of the conference report on the Deficiency bill. The report was agreed to.

FAILURE OF THE DEFICIENCY BILL.

The conference report on the Deficiency bill was agreed to, and the Senate took a recess till half-past 1, with a view to final adjournment this evening.

EVENING SESSION.

CERCORAN LAND BILL.

Upon reassembling Mr. POMEROY called up the bill for the sale of the Cherokee Indian lands in Kansas.

THE AMNESTY BILL.

Mr. ROBINSON moved the Senate to take up the Amnesty bill.

THE AMNESTY BILL.

Mr. MORRILL (Vt.), objected, as there was no quorum present.

SAN DOMINGO AGAIN.

By unanimous consent the resolution to print additional copies of the report of the San Domingo Commission was taken up, and passed, as well as several other Senators, had been apprised of all the facts in the case, as published in these dispatches, and the President only stated to several persons to-day that he would intend to do as regard to McMahon, he thought him in every way unfit for the place to which he was to be commended by Postmaster-General Creswell, and that he had no moral character, and his other dis-qualifications. Postmaster-General Creswell was also of opinion from nearly all who made remarks, as did also the section prescribing the oath for jurors. The debate was mainly confined to Republicans. At half-past four o'clock the previous question was ordered, when the House refused to concur in the Senate amendments by a vote of 104 to 96. The Speaker then appointed another Conference committee of Messrs. Shellabarger, Poland and Wilson, and the House took a recess till 7:30 this evening. Upon reassembling no vote or business was transacted, and, after waiting until 10 o'clock, the House took a further recess till 9 o'clock to-morrow morning.

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THURSDAY, APRIL 20, 1871.

SENATOR TRUMBULL ON THE FORCE BILL.

Many portions of the Senate debates on the Ku-Klux or Force bill, as they reach us in the *Globe*, are found to be not only very interesting as elucidating the principles on which our government is founded, but also very satisfactory as showing how statesmen can conduct a debate in Congress when the demagogues withdraw and leave them the floor for a while. A good old-fashioned Senatorial debate was that on the 11th instant, when Senator Trumbull was the principal participator. It was a running debate, the Senator having no set speech, and replying with the utmost equanimity and readiness to the many interruptions from other Senators. Nothing but the fine quality of the air can have been allowed to creep into the discussion, and only the philosophical merits of that, the far-reaching consequences, as well as the temporary expediency of the policy proposed, the legal ground on which the speaker objected to the proposed law was that it is not the object of our General Government to protect the *individual* in his rights of property and person, except in a few cases, as may be voked by the constituted authorities of the *States*, but that these functions reside exclusively in the States, those of the National Government being limited to purposes which are the National and general—such as intercourse with foreign nations, the protection of interstate citizens commerce, etc. He quoted exhaustively from the history of England to show that this view had been uniformly held until within a very short period of time. The question was, whether, as the advocates of the proposed measure alleged, the recent amendments to the constitution have changed the functions of the General Government in this regard. Mr. Trumbull held that no such change had taken place. Nothing either in the provisions of the Civil Rights bill (of which Mr. Trumbull was the author), he claimed that the rights of citizenship had inhered in every person born in the United States *before*, as well as after, the passage of that law, and that the statute was merely declaratory. Further debate, more, the greater part of the Fourteenth Amendment was merely a re-enactment of the Civil Rights bill "taking up the clauses of that instrument which are supposed by some to have altered the relations of the General Government to individual rights, he quoted:

"No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States."

and maintained that it was substantially the same thing as the clause in the original constitution:

"The citizens of each State shall be entitled to all the privileges and of immunities of citizens in the several States."

As to the clauses,

"Nor shall any State deprive any person of life, liberty, or property, without due process of law"

"Nor deny to any person within its jurisdiction the equal protection of the laws,"

the first was not virtually new, since the constitution of every State had contained such an inhibition ever since the nation was organized. The second was new; but it was analogous to the prohibitions against *ex post facto* laws, and laws impairing the obligations of contracts, which the General Government has always been authorized to enforce—and how? By the regular and lawful resort to the courts. So, precisely, was this last restriction, against denying the equal protection of the laws to every citizen, understood when adopted.

It was now proposed to make the adoption of this clause the warrant for a summary resort to military rule, in the enforcement, by the General Government, of laws which it had no right to make. "Sir," said Mr. Trumbull, "the judicial tribunals of the country are the places to which the citizen resorts for protection of his person and his property in every time, in a free government. If they fail by reason of organized opposition, resort is had to force, if necessary, in order to give the protection."

He did not wish to have the General Government weak in any essential respect. He said:

"I want it understood that I am ready to go as far as is necessary for the purpose of putting the authority of the Government of the United States, which is the authority of the people of the United States, over belonging to the Government of the United States, and to enforce the execution of the laws of the United States, and to punish offenders against them. I am ready to put it forth. But, sir, I am not willing to undertake to enter the domain for the purpose of punishing individual offences against other authorities, and to punish offenders against the laws of the States, unless I am satisfied that the State authorities are unconstitutional attempts to do that, or do not, from some cause or other, afford the necessary protection to the rights of persons and property guaranteed by the Constitution of the United States, and those they are left to-do."

If the General Government was to go into the business of local administration in such detail as was proposed in the bill under consideration, there would clearly be nothing legitimate left for the State Governments to do. In short, it would be the practical breaking up of State Governments.

Treating of the right to suspend the writ of *habeas corpus*, Mr. Trumbull showed, in a few words, that, under the constitution, we have no right to suspend that writ except in cases of rebellion or invasion, and that the "conspiracies" provided for in the Force bill are not equivalent to "rebellion." The speaker was interrupted from beginning to end by questions from Senators Pomeroy, Edmunds, Carpenter, Thurman, Howe, and Wilson, some of whom (especially the two quite refined, though inferential, and pungent. We regret that we have not space for the entire debate, which fills nearly a page and a half of the *Globe*.

SEWERS AND WATER IN CHICAGO.

The bill authorizing certain cities in this State to levy a tax of one mill on the dollar for the construction of sewers, and an equal tax for the laying of water-pipe, has passed the Legislature. The annual valuation of real and personal property in this city last year was $276,000,000, and these terms, which are to be in addition to those already levied, will yield for each of those funds $276,000. We think the plan of raising money by direct taxation for such purposes is a great improvement over the system of borrowing money and paying thirty per cent interest on the amount. Under the new plan each dollar's worth of sewer or waterpipe laid will cost but $1, while, under the old system, it cost at least $2, or half of the interest on the money paid in it. The result of the old plan has been to subject the city to an annual tax of $275,000 for interest on the sewerage bonds, and to exhaust our capacity to borrow. Had we borrowed no money, but raised an annual tax of $250,000, we should have built the same amount of sewers, had to interest to pay, and should have no water debt. The "pay-as-you-go" policy, so eminently economical, though forced upon the city by necessity, will be found to be much the better in the end.

The water tax is a new tax. Heretofore the water establishment has been self-sustaining. The annual rents have paid the working expenses and the interest on the bonds, and additional pipe has been laid with the proceeds of the sale of the bonds having been arrested, and the proceeds of the last million and a half of bonds being held to extend the tunnel and erect additional pumping works, the enormous rents now required to pay interest leaves the Water Department without a cent of laying new pipe. This tax will place $775,000 a year at the disposal of the Water Department for that purpose, and will add an equal sum of borrowed money would, be a tax on the water rents.

The water debt on the 1st of April, 1870, was $2,320,000, which has since been increased to, perhaps, $4,500,000. The annual revenues from water rents for the year ending April 1, 1869, was $1,20,626, and from other sources, $22,257. Total, $442,883. The exact sum received for water rents for the years ending April 1, 1870, and April 1, 1871, we have not been published officially; but, from the Comptroller's report of April, 1870, we learn that the aggregate receipts for the preceding year were $313,916. If this increase would enable the receipts for 1870-71 to reach $610,000. These receipts are charged with interest on the debt, amounting to $315,000. The expenses and repairs in 1869 cost $176,192, which, probably, have now increased to $190,000, leaving a surplus applicable to extensions of pipe not exceeding $100,000. The new tax will make the whole sum available for additional pipe about $875,000 a year. During the year 1868-9 there were laid in the city 30½ miles of pipe of all sizes, at a cost of $235,571. Included in the plan and cost of the proposed extension of the tunnel is the construction of a large main extending all around the city. This will obviate other mains, leaving to the regular construction a much larger amount of distributing pipe. The cost of pipe and other expenses is less now than it was in 1868, and the difference, together with the increase of revenue, will leave funds enough to enable the board to lay from thirty-five to forty miles of distributing pipe annually.

We see that the Board of Public Works have requested the Fire Department to include in their annual estimate a rent of $25 for each fire plug in the city, and the latter board has very properly declined doing so. These Water Works are the property of the public, and not of the Board of Public Works. They have been paid for and maintained by a tax on the public. The water rates have been fully as high as they ought to be, but the people have not complained. If the whole water tax had been paid by the occupants of buildings, who at the same time have paid another heavy tax to maintain a Fire Department. The Board of Public Works now ask to be paid for the use of hydrants, the extinguishment of fires. Every man who pays a water rate considers that a large proportion of the consideration he receives for his money is the right to use whatever water he needs to extinguish fire. It is simply absurd for the city to tax one department to raise money for the other. If the Fire Department is to be taxed for the use of the water, why not tax the Water Department for the protection of its property, and also for the use of the sewers in carrying off waste water? As well tax the public to pay for the use of the streets by the Fire Department, or tax the school fund to pay the Fire Department for extinguishing fires which might occur in the school buildings.

This water fund will increase annually from several sources. The mutual valuation of taxable property will increase each year, thereby augmenting the proceeds of the one mill tax; the water debt in 1874 will be reduced, and, therefore, at interest, the receipts from meters will be larger, thereby reducing the charge for interest. The rents will increase with every mile of pipe laid, and thus the water fund, aided by this one mill tax, will, after the present year, yield all the revenue required by the ordinary expenses of the city. This will obviate other mains, leaving to the regular construction a much larger amount of distributing pipe. The cost of pipe and other expenses is less now than it was in 1868, and the difference, together with the increase of revenue, will leave funds enough to enable the board to lay from thirty-five to forty miles of distributing pipe annually.

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FROM CHICAGO TO THE SEA.

An able communication, signed by the Dominion Government, consisting of Hugh Allan, of Montreal; C. S. Gzowski, of Ontario; D. D. Calvin, of Ontario; Pierre Garneau, of Quebec; Alexander Jardine, of St. John, New Brunswick; Thomas Robinson, and Samuel Keefer, have considered and published their report to the Canadian Government upon the means to be adopted by Canada to render the great water route by the lakes and the St. Lawrence available through route for the products of the Northwest to the sea, and for the direct importation from Europe of the foreign goods consumed in the Northwest. The argument of these able gentlemen fills fifty octavo, and the testimony and tables swell it to 330 pages. No reader can peruse it, and grasp its leading points without perceiving that its topic is of even greater importance to the Northwest than to the Dominion of Canada. It is our products that must swell the tide of commerce through this route, and the whole water line has been paid by the occupants of buildings, who at the same time have paid another heavy tax to maintain a Fire Department. The Board of Public Works now ask to be paid for the use of hydrants, the extinguishment of fires. Every man who pays a water rate considers that a large proportion of the consideration he receives for his money is the right to use whatever water he needs to extinguish fire. It is simply absurd for the city to tax one department to raise money for the other. If the Fire Department is to be taxed for the use of the water, why not tax the Water Department for the protection of its property, and also for the use of the sewers in carrying off waste water? As well tax the public to pay for the use of the streets by the Fire Department, or tax the school fund to pay the Fire Department for extinguishing fires which might occur in the school buildings.

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THE LAW COURTS.

A Verdict Against the Evanston Congregational Church.

Alleged Breach of Contract—The Construction of a Will.

A Liquor Dealer Fined for Contempt of Court.

Superior Court.

THE CHURCH CASE RESUMED.

In the case of Joseph F. Hobbs against the Trustees of the First Congregational Society of Evanston, previously mentioned, to recover a balance alleged to be due for labor and material expended on the building of the society's church at that place, the jury found for plaintiff, awarding him the damages, $1,358.85. The evidence was a long one, consisting of a mass of details concerning the alleged delay on the part of the builder. As matter of law, the jury was instructed that, if they found that the delay was caused by the plaintiff, or by any one for whose acts the plaintiff would give a bond to save the defendants harmless from the charge, or by the act of God, or by the defendants themselves, then the plaintiff was entitled to recover the contract price, less the amount of damages sustained by the defendants by reason of such delay. No case in point was stated. No pay for time wasted.

ORDER FOR A WILL.

A bill was yesterday filed in this court by Peter Schoch against Mary Ann Hall, one of the heirs of Charles R. Starkweather. The executor is not made a defendant, but the object of the bill is to state the claims, and to ask that the Court may adjust such claims. The bill states that the deceased died, on the 28th of January, intestate, possessed, however, of considerable real estate, including the property on Sherman Clark, Starkweather and Frank Henry Starkweather are the heirs at law of each and every, the said deceased, and that the said Mary Ann Hall is the only child of the said deceased, and that the said Mary Ann Hall is the only child of the said deceased, and that the said Mary Ann Hall is the only child of

THE SPORTING WORLD.

Another Big Score for the White Stockings at Memphis.

Practising for the Billiard Championship Match—Games by Parker and Dion.

Woman's Rights in the Ring—A Suggestion to the Chicago Agitators.

Base Ball.

WHITE STOCKINGS VS. NUTTALS OF KINTUCK.

MEMPHIS, April 19.—The White Stockings reached this city yesterday evening, and this afternoon defeated the newly-organized Mutual Club of Memphis by a magnificent base ball game.

About four hundred persons witnessed the game, which lasted out to be a one-sided affair. The Mutuals are young gentlemen of boundless ingenuity, backs up by many years of base practice, which they are not likely to overlook. They have the satisfaction of grounds more conveniently located with reference to their respective residences. Their personal grounds are not fully yet convenient, but are kept for the purpose for which they are used, generally.

The following is the White Stocking batting and batting score:

	O.	R.	1B.	P.O.	A.	E.
Hastie, 1b	5	4	2	11	0	0
Young, c.	5	4	3	5	1	0
Pike, c. f.	5	4	3	1	0	0
Pratt, r. f.	5	4	3	1	0	0
Treacy, 2d b.	5	3	2	2	3	0
Peters, s. s.	5	3	2	1	3	0
Fisler, 3d b.	5	3	2	0	2	0
Hatfield, l. f.	5	3	2	1	0	0
Spalding, p.	5	3	2	0	3	0
Total	45	31	21	27	12	0

Chicago ..... 4 4 3 3 3 4 3 3 4—31
Memphis ..... 0 0 0 0 0 0 0 0 0—0

First base on balls—Chicago, 14.
First base on errors—Chicago, 10.
Left on base—Chicago, 2.
Time of game—2 hours.
Umpire—Mr. Wilkinson.
Scorers—Messrs. Hall and Chapman.

Assortment.

An entertainment will be given by the children of Trinity Mission Sunday-school, in the church, corner of Sedgwick and Oak streets, on Friday evening, April 21, at 7½ o'clock. Mr. Frank Hall, Miss Fanny Hall, and Miss Lizzie Hall will assist.

Severely Stabbed.

A stabbing affray occurred in the house No. 49 Sugar street, on the corner of Sedgwick, on Tuesday evening, between a man named Crane, and his wife and a woman named Mary Wells, called respectively on to him for the purpose of separating the parties, but without success, they were driven out in the street, where the fight was renewed. The woman Wells received a stab in the neck, but not of a dangerous character. Crane was arrested by Officer Wilson, and locked up in the South Side Station.

Chickening Pimps in Alaska.

The celebrated Chickering firm, it is well known, receives frequent and constant orders for their pianos from Europe, South America, and all the various parts of the globe. Like Alexander of the street, they long for other worlds to conquer. An agent of the former, a small, sort-o-consumptive man, with bright crooked nose, crooked mouth, crooked smile, crooked everything, and crooked manner, and being not long since up in the Northwest, the proximities it strong, from Sir Henry, and Mr. Hall, came back to Chicago, and left for Alaska, for the establishment of a Northwest agency at that point.

In the meanwhile, let the citizens of the Northwest thereby remember that a large stock of Chickering pianos are for sale at Root's Temple of Music, at Chickering prices, at very reasonable prices and easy terms.

Art Matters.

The artists of Chicago are preparing a catalogue of all paintings to be offered for sale during the first week in May, which will include many of the best sketches now in their studios. No fancy or speculative pictures will be offered, but only home painters in seldom offered. It is expected that in this sale one worthy the attention of the best art critics.

Regular Auction Sales.

Regular Monday noon auction sales of real estate are held at No. 170 Dearborn street, Hamore block. At 10 m., next Monday, a general and attractive list of improved and unimproved property, for cash and time for parties purchasing, will be catalogued and for public competition.

Hair Mattresses and Feathers.

The question is daily asked: "Where can I get my hair mattresses renovated, my feather beds cleaned and repaired, and get the same in return?" Years of trial have proved A. G. Rumsey & Co.'s, 193 Monroe street, to be the place. Every variety of mattresses, feather beds, pillows, bolsters, and bedding in stock or made to order. Please call before purchasing.

Auction.

Messrs. Hyde, Smith & Co. will continue their closing out sale of fancy goods, cutlery, silverplated ware, and miscellaneous articles this afternoon, at 2 o'clock, at No. 119 Lake street.

Cod Liver Oil.

Hazard & Caswell's cod liver oil is the best.

Pittsburgh Oil Market.

PITTSBURGH, April 19.—Crude petroleum—Spot, 10½c; seller April, 10½c; seller July, 10½c; buyer July, 10½c; seller all the year, 10½@10½c. Refined—Spot, 20c; seller April, 20c; buyer July, 20c; seller all the year, 20@20½c; seller May, 20½c; buyer July, 20½c.

A German tailor named Charles Rabin, aged 37, was found hanging in his room, No. 12 Fourth street, on Tuesday evening, at 124 Fourth street. He had evidently been dead for some days. He came to Chicago. This was probably the cause of the act.

BUSINESS NOTICES.

A Friendly Call, and What Was Said.—It is human nature to like to hear people speak of our ailments. We all do it, exposing sympathy, and receiving it in return. Some of us, as Lord Byron never feared, too, we are fond of telling of the terrible pains that rend us, and of the depth of misery in our humanity. It shows that we are glad we for bodily ailments.

The other day Mrs. E. Sutcliff, the well-known merchant of Cottage Grove avenue, and No. 172 Cornelia, Brooklyn, was visited by a busy pencil, and her face was sketched for the benefit of the public. "Have you been sick?" the reporter asked. "Yes," said she, "I have been sick for years." "What complaint?" "Dyspepsia. I thought I should have died." "Can you tell us how it has been done for you, my dear?" said Mrs. S. "Yes, I can tell you how I was cured by Hop Bitters, which, combined prompt, safe and which I have given to my friends with success."

—It is reported that the Globe Theatre will soon be reopened under new management.

—Mr. Frank Aiken has purchased the entire property of John Davis, No. 35 Michigan street, but enough, and severely injured his hand. Dr. Hall dressed the wound, and Mr. Davis was taken home.

—Mr. Hopper was moved to 329 Rush, No. 329 Rush street.

—At 7 o'clock, yesterday morning, the two young ladies, daughters of Mr. Van Allen, were awakened by a noise, and, upon arising, found that a burglar had entered the house and stolen some money from several pockets in the lower story. Additional particulars will be found in the police report.

Judge Miller being called upon stated that his views on the subject had already been expressed when he acted as a referee in the matter. He had heard but one witness, and that one was the plaintiff. He was not prepared to say that the case was not proper for chancery jurisdiction. General Beveridge said that he